

Transfer of RICE Responsibilities from EPA to DNR

October 23, 2013

DNR's adoption of the 2010 and 2013 RICE NESHAP amendments became effective on October 23, 2013. This means that DNR, rather than EPA, is now the primary authority for RICE implementation in Iowa. The purpose of this document is to explain how RICE NESHAP responsibilities are being transferred from EPA to DNR and to the Polk and Linn County air agencies.

1. Stack testing and related notifications and reports

Many engines subject to RICE NESHAP emission limits had a compliance date of May 3, 2013. The stack test deadline for these engines is October 30, 2013. To ensure as much consistency as possible in the "first round" of RICE stack tests in Iowa, EPA will continue to review and respond to questions for testing that takes place on or before October 30, 2013. DNR will assume these duties for tests that take place on or after October 31, 2013. Correspondence related to stack testing should continue to be directed to EPA for any test conducted on or before October 30, 2013. Correspondence related to stack testing conducted on or after October 31, 2013 should be directed to DNR.

For facilities in Linn or Polk County, correspondence related to stack testing conducted on or after October 31, 2013 should be directed to the appropriate county air quality division.

2. Other reporting requirements

A Notification of Compliance Status is required to be submitted for any engine subject to a RICE NESHAP emission limit. DNR has developed a form facilities can use to fulfill this requirement. The form is available on the DNR website at <http://www.iowadnr.gov/InsideDNR/RegulatoryAir/AirToxics-NESHAP.aspx> - scroll down to "Reciprocating Internal Combustion Engines (RICE)." Facilities are not required to use this form, it is being provided as a compliance assistance tool.

Either a Semi-Annual or Annual Compliance Report is required to be submitted for engines larger than 500 horsepower that are subject to a RICE NESHAP emission limit. DNR has developed a form facilities can use to fulfill this requirement. The form is available on the website listed above. Facilities are not required to use this form, it is being provided as a compliance assistance tool.

Any Notification of Compliance Status, Semi-Annual Compliance Report, or Annual Compliance Report submitted on or after October 23, 2013, should be sent to DNR. For facilities that are subject to the Title V Operating Permit program, RICE NESHAP notifications and reports should also be submitted to EPA Region 7. Address information is located on the forms.

For facilities located in Linn or Polk County, any Notification of Compliance Status, Semi-Annual Compliance Report, or Annual Compliance Report submitted on or after October 23, 2013, should be sent to the appropriate county air quality division. For Linn and Polk County facilities that are subject to the Title V Operating Permit program, RICE NESHAP notifications and reports should also be submitted to EPA Region 7. Address information is located on the forms.

3. Compliance extensions

EPA has approved RICE compliance extensions for several Iowa facilities. As of October 23, 2013, DNR has taken responsibility for tracking and implementation of the requirements in the extension approvals granted by EPA. Questions about extension requirements should be directed to DNR. For Linn and Polk County facilities, questions about extension requirements after October 23 should be directed to the appropriate county air quality division. DNR will work with EPA to address any compliance extension requests that may be pending as of October 23, 2013.

Iowa DNR RICE NESHAP contacts:

- Applicability, requirements, notifications and reporting, and general questions: Diane Brockshus, 515-725-9514, diane.brockshus@dnr.iowa.gov
- Applicability, requirements, and permitting questions: John Curtin, 515-725-9522, john.curtin@dnr.iowa.gov
- Stack test methods, test scheduling: Dennis Thielen, 515-725-9545, dennis.thielen@dnr.iowa.gov

Polk and Linn County contact information:

- Polk County Air Quality Division: 515-286-3705
- Linn County Air Quality Division: 319-892-6000